



Atty Dkt No. 5100-7001

Client No. 0016-US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

LAI et al.

Confirmation No.: 4378

Serial No.: 09/846,430

Group Art Unit: 1637

Filing Date: April 30, 2001

Examiner: SIEW, J.

Title: METHODS AND COMPOSITIONS FOR POLYNUCLEOTIDE
ANALYSIS USING GENERIC CAPTURE SEQUENCES

TERMINAL DISCLAIMER

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Quantum Dot Corporation, hereinafter "Assignee", having a place of business at 26118 Research Road, Hayward, California 94545, is the owner of the entire right, title and interest in and to application U.S. Serial No. 09/846,430, filed April 30, 2001, by virtue of an assignment recorded June 21, 2001 at Reel 011947, Frame 0925 and is also the owner of the entire right, title and interest in and to U.S. Patent No. 6,274,323, filed May 5, 2000 and issued August 14, 2001, by virtue of an assignment recorded July 17, 2000 at Reel 010809, Frame 0968.

In accordance with 37 C.F.R. §3.73(b), Assignee hereby certifies that the evidentiary documents with respect to its ownership have been reviewed and that, to the best of Assignee's knowledge and belief, title is in the assignee seeking to take this action.

The assignee hereby disclaims the terminal part of any patent granted on the above-captioned application Serial No. 09/846,430 which would extend beyond the expiration date of U.S. Patent No. 6,274,323, except as provided below, and agrees that any patent granted on the above-captioned application 09/846,430 will be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,274,323, this agreement to run with any patent granted on the above-captioned application Serial No. 09/846,430 and to be binding upon the grantee, its successors or assigns.

In making this disclaimer, the assignee does not disclaim any terminal part of any patent granted on the above-identified application Serial No. 09/846,430 that would extend to the

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expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent No. 6,274,323 in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321(a), has all claims canceled by a reexamination certificate, is reissued, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 which may be required by this paper, or to credit any overpayment to Deposit Account No. 18-1648.

Executed at: Hayward California

By:


Kenneth Barovsky

Title: Vice President and Intellectual Property Counsel

Date: 07 NOV 03